

REQUIRES MONITORING  
OR STAFF ACTION \_\_\_\_\_

### COMMISSION DIRECTIVE

ADMINISTRATIVE DEPT.	<input type="checkbox"/>	DATE	<u>July 27, 2004</u>
TRANSPORTATION DEPT.	<input type="checkbox"/>	DOCKET NO.	<u>2003-368-S</u>
UTILITIES DEPT.	<input checked="" type="checkbox"/>	ORDER NO.	<u>-</u>

### SUBJECT:

DOCKET NO. 2003-368-S – Madera Utilities, Inc. – Application for approval of an increase in its sewer rates and charges. *Discuss with the Commission receipt of the Consumer Advocate's Petition for Reconsideration of Commission Order No. 2004-296, dated June 15, 2004 (Order Ruling on Application for Increase in Rates). The Commission has until August 11, 2004 to rule on the Petition.*

### COMMISSION ACTION:

I MOVE that the Petition for Reconsideration filed be the Consumer Advocate be denied. The Commission is the trier of fact and may make reasonable inferences from the evidence presented. Recognizing that the utility operations are the cause of the tax liability is a reasonable deduction from the evidence presented. Therefore, in my opinion the taxes were properly included in the rates and the petition for reconsideration should be denied.

PRESIDING Mitchell

	MOTION	YES	NO	OTHER		
					APPROVED	<input type="checkbox"/>
					APPROVED STC 30	<input type="checkbox"/>
CLYBURN	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		DAYS	
FLEMING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		ACCEPTED FOR FILING	<input type="checkbox"/>
HAMILTON	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		DENIED	<input type="checkbox"/>
HOWARD	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		AMENDED	<input type="checkbox"/>
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		TRANSFERRED	<input type="checkbox"/>
MOSELEY	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		SUSPENDED	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		CANCELED	<input type="checkbox"/>
					SET FOR HEARING	<input type="checkbox"/>
					ADVISED	<input type="checkbox"/>
					CARRIED OVER	<input type="checkbox"/>
					RECORDED BY	<u>DKP</u>

Session: Regular

Time of Session 10:30 AM